IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 9626 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE PRADIP KUMAR SARKAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

RAVIKANT R GOYAL

Versus

GUJARAT AYURVED UNIVERSITY

Appearance:

MR KS JHAVERI for Petitioner

MR MUKESH PATEL, Ld. AGP for Respondents

RULE SERVED BY DS for Respondent No. 1, 2

CORAM : MR.JUSTICE PRADIP KUMAR SARKAR

Date of decision: 25/09/2000

ORAL JUDGEMENT

I have heard Mr.K.S. Zaveri, learned Counsel appearing on behalf of the petitioner and Mr.Mukesh Patel, Ld. AGP, appearing on behalf of the respondents.

Learned Counsel on behalf of the respondents submitted that the order of expulsion of the petitioner student from the University has been passed by the Dean, Gujarat Ayurved University, initially and thereafter the order dismissing the Appeal has also been passed by the same Dean. Learned Counsel, therefore, submitted that the matter will be heard afresh by the University Authorities and appropriate order will be passed in accordance with law within two weeks. In view of the above submission, learned Counsel, Mr.K.S.Zaveri, prays that the order dated 8th September, 2000 at Annexure "A" to the petition is required to be quashed and set aside and the matter be sent back to the Appellate Authorities at the University for deciding the matter in accordance with law. Accordingly, the impugned order of expulsion dated 8th September, 2000 at Annexure "A" to the petition is hereby quashed and set aside and the matter is ordered to be sent back to the University for hearing afresh in accordance with law. The petition is disposed of accordingly. Rule discharged. I make no order as to costs.

25-9-2000 (P.K. Sarkar, J.)

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